

RESPONSE UNDER 37 C.F.R. 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 3743

PATENT

Serial No. 09/851,803

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Richard Donald Berg Examiner: Josiah C. Cocks  
Serial No.: 09/851,803 Group Art Unit: 3743  
Filed: May 9, 2001 Docket No.: 12929.1061US01  
Customer No.: 23552 Confirmation No.: 3572  
Title: Simulated Electric Glowing Embers System for Fireplaces

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV 407363235 US  
Date of Deposit: January 20, 2004

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: Teresa Anderson  
Name: Teresa Anderson

PETITION FOR EXTENSION OF TIME

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RECEIVED  
JAN 29 2004  
TECHNOLOGY CENTER R3700

Dear Sir:

In accordance with the provisions of 37 C.F.R. §1.136(a), it is respectfully requested that a one-month extension of time be granted in which to respond to the outstanding Office Action mailed September 22, 2003, said period of response being extended from December 22, 2003 to January 22, 2004.

Please charge our Deposit Account No. 13-2725 in the amount of \$110.00 to cover the required extension fee for a large entity.

Respectfully submitted,  
MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 332-5300

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Date: January 20, 2004

Robert A. Kalinsky  
Name: Robert A. Kalinsky  
Reg. No.: 50,471  
RAK:pll